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FW 3621

In re Patent Application of: Jeffrey T. Makoff et al.

Atty Docket No. POET-400

Application No.: 09/865,113

Filed: May 24, 2001

Confirmation No.: 3042

For: SYSTEM FOR FACILITATING REMOTE DIGITAL IMAGE MANIPULATION SERVICES

M/S AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmittal herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	57	MINUS	57	0	x \$50 =	\$0
INDEP.	9	MINUS	9	0	x \$200 =	\$0
FIRST PRESENTATION OF MULTIPLE DEP CLAIMS					+ \$360	\$0
TOTAL						\$0

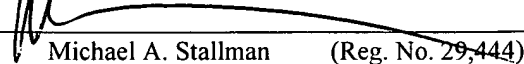
Small Entity 50% Filing Fee Reduction (if applicable) \$0

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.)

- ☒ No additional fee is required.
- ☐ A check in the amount of \$_____ is attached.
- ☒ Please charge any additional fees, including any fees necessary for extensions of time or credit overpayment to Deposit Account No. 50-1703, under Order No. 50-1703.
A duplicate copy of this sheet is enclosed.
- ☒ Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136(a), as may be required, to file this response.

STALLMAN & POLLOCK LLP

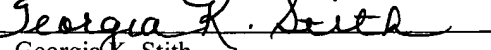
Dated: November 28, 2005

By: 
Michael A. Stallman (Reg. No. 29,444)
Attorneys for Applicant(s)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 28, 2005.

Dated: November 28, 2005

By: 
Georgia K. Stith



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Jeffrey T. Makoff et al.

Application No.: 09/865,113

Filed: May 24, 2001

For: SYSTEM FOR FACILITATING
REMOTE DIGITAL IMAGE
MANIPULATION SERVICES

Confirmation No.: 3042

Group Art Unit: 3621

Examiner: Cristina O. Sherr

**RESPONSE TO RESTRICTION
REQUIREMENT MAILED
NOVEMBER 17, 2005**353 Sacramento Street, Suite 2200
San Francisco, CA 94111
Telephone: (415) 772-4900
Facsimile: (415) 398-2890M/S AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**CERTIFICATE OF MAILING**I hereby certify that this correspondence is being deposited
with the United States Postal Service as First Class Mail in an
envelope, addressed to: Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450 on Nov. 28, 2005.

STALLMAN & POLLOCK LLP

Dated: 11/28/2005By: Georgia M. Stith

Georgia M. Stith

Sir:

In response to the Restriction Requirement mailed November 17, 2005, Applicants
respond as follows:

REMARKS/ARGUMENTS

In the Office Action, the Examiner issued a Restriction Requirement. The Examiner identified five groups of claims: Group I (claims 1-18 and 38-50); Group II (claims 19-28); Group III (claims 29-37); Group IV (claims 51-54); and Group V (claims 55-57). In response, Applicants elect to prosecute the claims in Group I (claims 1-18 and 38-50), with traverse.

The Applicants accept the Groups II, IV and V divisions by the Examiner. However, Applicants believe that the Examiner's division between the Group I and Group III claims is incorrect for the following reasons.